

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

JANET M. HARVEY,

Plaintiff,

v.

**JO ANNE B. BARNHART,
Commissioner of Social Security,**

Defendant.

1:03CV00417

RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE

The Court has reviewed the Commissioner's motion to dismiss for lack of prosecution (Pleading No. 14) and has noted Plaintiff's reported statement that she no longer wishes to pursue the matter. On the basis of this review, **IT IS RECOMMENDED** that the Commissioner's motion be granted and that this action be dismissed.

/s/ P. Trevor Sharp
United States Magistrate Judge

Date: January 3, 2006